

**IC 35-43-10****Chapter 10. Legend Drug Deception**

*Effective 1-1-2006.*

**IC 35-43-10-1****Definitions**

*Effective 1-1-2006.*

Sec. 1. The definitions in IC 25-26-14 apply throughout this chapter.

*As added by P.L.212-2005, SEC.76.*

**IC 35-43-10-2****Application of chapter**

*Effective 1-1-2006.*

Sec. 2. Except as provided by federal law or regulation, this chapter does not apply to a pharmaceutical manufacturer that is approved by the federal Food and Drug Administration.

*As added by P.L.212-2005, SEC.76.*

**IC 35-43-10-3****Legend drug deception; penalty**

*Effective 1-1-2006.*

Sec. 3. A person who knowingly or intentionally:

- (1) possesses a contraband legend drug;
- (2) sells, delivers, or possesses with intent to sell or deliver a contraband legend drug;
- (3) forges, counterfeits, or falsely creates a label for a legend drug or falsely represents a factual matter contained on a label of a legend drug; or
- (4) manufactures, purchases, sells, delivers, brings into Indiana, or possesses a contraband legend drug;

commits legend drug deception, a Class D felony.

*As added by P.L.212-2005, SEC.76.*

**IC 35-43-10-4****Legend drug deception resulting in death; penalty**

*Effective 1-1-2006.*

Sec. 4. A person:

- (1) who knowingly or intentionally manufactures, purchases, sells, delivers, brings into Indiana, or possesses a contraband legend drug; and
- (2) whose act under subdivision (1) results in the death of an individual;

commits legend drug deception resulting in death, a Class A felony.

*As added by P.L.212-2005, SEC.76.*